REMARKS

Claims 1-86 are pending in the above-identified application, of which claims 28-76 are withdrawn from consideration. Claims 1-27 and 77-86 were rejected. Claims 1, 6, 10, and 22 are amended, and no claims are added or canceled. Accordingly, claims 1-27 and 77-86 are at issue.

I. 35 U.S.C. § 103 Obviousness Rejection of Claims

Claims 1-10, 12-22, 24-27 and 77-86 were rejected under 35 U.S.C. § 103(a) as being unpatentable over *Britton* (U.S. Patent No. 6,591,289) in view of *Harrington* (U.S. Patent No. 6,775,820). Claims 11 and 23 were rejected under 35 U.S.C. 103(a) as being unpatentable over *Britton* in view of *Harrington* and further in view of *Bickmore et al.* (U.S. Patent No. 6,857,102). Applicants respectfully traverse these rejections.

The combination of *Britton* and *Harrington* fails to teach or suggest every limitation of claim 1. For example, the combination fails to teach or suggest "computer-readable code configured to execute the script stored in memory in response to a request from the client, wherein execution of the script generates a device control signal." See paragraphs 0094 to 0105 of the published application. Applicants submit that neither *Britton* nor *Harrington*, alone or in combination, teaches or suggests that limitation. Accordingly, the combination of *Britton* and *Harrington* fail to teach or suggest all of the limitations of claim 1, and therefore *prima facie* obviousness is not established. Claims 6, 10, and 22 recite similar limitations, and are therefore patentable for at least the same reasons.

Furthermore, regarding claim 22, the combination of *Britton* and *Harrington* fails to teach or suggest "executing, on the relay server, the script stored in said storage means upon request by said client." The Examiner contends this limitation is taught by *Britton*. As

previously explained, the script interpreter in *Britton* preemptively executes the scripts in the document without notifying the client. See column 8, lines 1-5 of *Britton*. Moreover, *Harrington* also fails to teach or suggest this limitation. Accordingly, the combination of *Britton* and *Harrington* fail to teach or suggest all of the limitations of claim 22. Claim 10 recites similar limitations, and is therefore patentable for at least the same reasons.

Applicant also submits there is no motivation to combine *Britton* with *Harrington.* Obviousness can only be established by combining or modifying the teachings of the prior art to produce the claimed invention where there is some teaching, suggestion, or motivation to do so found either in the references themselves or in the knowledge generally available to one of ordinary skill in the art. MPEP Section. 2143.01 (emphasis added). Here, there is no such teaching, suggestion or motivation.

There would simply be no motivation to modify *Britton* with the teachings of *Harrington* because the proposed combination of the prior art would change the principle of operation of *Britton*. *In re Ratti*, 270 F.2d 810, 123 USPQ 349 (CCPA 1959) . The script contained in the template file in *Britton* is intended to be executed by the information server and not by a client. By contrast, as discussed above, *Harrington* is directed to re-coding of a script to comply with a client's operating system. As the script in *Britton* is never intended to be executed by the client, there would be absolutely no reason to use the teachings of *Harrington* to re-code the script in *Britton*, and neither *Britton* nor *Harrington* provide any such motivation to do so. Accordingly, Applicant submits that claim 1 is allowable over the cited art. For the same reasons, Applicant submits that independent claims 6, 10, and 22 are also allowable.

II. Conclusion

For the foregoing reasons, Applicants submit that the application is in condition for allowance. Notice to that effect is requested.

Respectfully submitted,

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